

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

BANK OF AMERICA, N.A.,

Case No.: 2:16-cv-02725-APG-EJY

Plaintiff

**Order Dismissing Without Prejudice Quiet  
Title Counterclaim against  
Counterdefendant Barnum**

V.

SPANISH STEPS, et al.

## Defendants

8 Based on my prior order, the only remaining claim in this case is counterclaimant 7016A  
9 Capri Drive Trust's counterclaim to quiet title against counterdefendant Jaime Barnum. ECF No.  
10 72. I gave Trust until October 30, 2020 to file a motion for default judgment on this  
11 counterclaim, and I warned Trust that failure to do so would result in dismissal of that claim  
12 without prejudice. *Id.* at 8. Trust did not move for default judgment.

13 I THEREFORE ORDER that counterclaimant 7016A Capri Drive Trust's counterclaim to  
14 quiet title against counterdefendant Jaime Barnum is DISMISSED without prejudice.

15 I FURTHER ORDER the clerk of court to enter judgment consistent with this order and  
16 my prior order (ECF No. 72) and to close this case.

DATED this 2nd day of November, 2020.



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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE